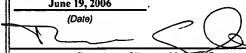



<b>TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT</b> <b>(Under 37 CFR 1.97(b) or 1.97(c))</b>				Docket No. <b>18969</b>	
In Re Application Of: <b>Takeshi Yokoi et al.</b>					
Application No. <b>10/541,369</b>	Filing Date <b>July 5, 2005</b>	Examiner <b>Unassigned</b>	Customer No. <b>23389</b>	Group Art Unit <b>3736</b>	Confirmation No. <b>8936</b>
Title: <b>OPTICAL APPARATUS</b>					
<p>Address to: <b>Commissioner for Patents</b> <b>P.O. Box 1450</b> <b>Alexandria, VA 22313-1450</b></p> <p><b>37 CFR 1.97(b)</b></p> <p>1. <input checked="" type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.</p> <p style="text-align: center;"><b>37 CFR 1.97(c)</b></p> <p>2. <input type="checkbox"/> The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:</p> <p style="margin-left: 40px;"><input type="checkbox"/> the statement specified in 37 CFR 1.97(e);</p> <p style="text-align: center;"><b>OR</b></p> <p style="margin-left: 40px;"><input type="checkbox"/> the fee set forth in 37 CFR 1.17(p).</p>					

P10A/REV05

<b>TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT</b> (Under 37 CFR 1.97(b) or 1.97(c))					Docket No. 18969	
In Re Application of: Takeshi Yokoi et al.						
Application No. 10/541 369	Filing Date July 5, 2005	Examiner Unassigned	Customer No. 23389	Group Art Unit 3736	Confirmation No. 8936	
Title: MEDICAL APPARATUS						
<b>Payment of Fee</b> (Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))						
<input type="checkbox"/> A check in the amount of _____ is attached. <input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. <u>19-1013/SSMP</u> as described below.						
<input type="checkbox"/> Charge the amount of _____ <input checked="" type="checkbox"/> Credit any overpayment. <input checked="" type="checkbox"/> Charge any additional fee required.						
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached. <b>WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</b>						
<b>Certificate of Transmission by Facsimile*</b>				<b>Certificate of Mailing by First Class Mail</b>		
I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (Fa  _____ (Date)  _____ Signature  _____ Typed or Printed Name of Person Signing Certificate				I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on June 19, 2006 _____ (Date)   Signature of Person Mailing Correspondence Thomas Spinelli _____ Typed or Printed Name of Person Mailing Certificate		
*This certificate may only be used if paying by deposit account.   _____ Signature Thomas Spinelli Reg. No. 39,533 SCULLY, SCOTT, MURPHY & PRESSER, P.C. 400 Garden City Plaza, Ste. 300 Garden City, NY 11530 (516) 742-4343 TS:jam						
Dated: June 19, 2006						
CC:						

P10A/REV05

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicants:** Takeshi Yokoi et al.      **Examiner:** Unassigned  
**Serial No.:** 10/541,369      **Art Unit:** 3736  
**Filed:** July 5, 2005      **Docket:** 18969  
**For:** MEDICAL APPARATUS      **Dated:** June 19, 2006  
**Conf. No.:** 8936

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, it is requested that the following references, which are also listed on the attached Form PTO-1449, be made of record in the above-identified case.

1. Great Britain Patent No. 255,533, dated July 26, 1926;
2. United States Patent No. 6,503,251 B1, issued to Shaddock, dated January 7, 2003; and
3. United States Patent No. 3,821,956, issued to Gordhamer, dated July 2, 1974.

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 19, 2006.

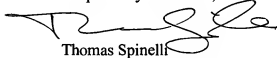
Dated: June 19, 2006

Thomas Spinelli

The references were cited in an Office Action dated April 21, 2006 received from the Australian Patent Office. Applicants are submitting a copy of reference number 1, together with a copy of the Office Action. Please note the other reference cited in the Office Action, namely, U.S. Patent No. 5,681,260, issued to Ueda et al., dated October 28, 1997, was previously cited in Applicants' Information Disclosure Statement dated July 5, 2005. The relevance of the above-identified references has been described in the Office Action.

The undersigned attorney hereby states that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

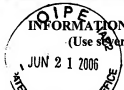
Respectfully submitted,



Thomas Spinelli  
Registration No. 39,533

Scully, Scott, Murphy & Presser, P.C.  
400 Garden City Plaza - Ste. 300  
Garden City, New York 11530  
(516) 742-4343

TS:jam

	<b>INFORMATION DISCLOSURE CITATION</b> (Use several sheets if necessary)	
	<b>Docket Number (Optional)</b> 18969	<b>Application Number</b> 10/541,369
	<b>Applicant(s)</b> Takeshi Yokoi et al.	
<b>Filing Date</b> July 5, 2005		<b>Group Art Unit</b> 3736

## U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		6,503,251 B1	1/7/2003	Shaddock			
		3,821,956	7/2/1974	Gordhamer			

## FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
		255,533	7/26/1926	Great Britain				

## OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

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EXAMINER /Samuel Candler/

DATE CONSIDERED 01/14/2009

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.